SAO 440 (Rev. 8/01) Summons in a Civil Action

TO: (Name and address of Defendant)	SUMMONS IN A CIVIL ACTION  ASE NUMBER:
V. The United States of America Defendant  CA  TO: (Name and address of Defendant)	ASE NUMBER:
V. The United States of America Defendant  CA  TO: (Name and address of Defendant)	ASE NUMBER:
The United States of America Defendant  CA  TO: (Name and address of Defendant)	ASE NUMBER:
Defendant  CA  TO: (Name and address of Defendant)	DO MI
TO: (Name and address of Defendant)	DO MI
	08 CV 3144
The Heart Land Andrews	
The Honorable Michael B. Mukasey U.S. Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530-0001	
YOU ARE HEREBY SUMMONED and required to serv	ve on PLAINTIFF'S ATTORNEY (name and address)
Lawrence A. Dany III Sutherland Asbill & Brennan LLP 1114 Avenue of the Americas, 40th Floor New York, NY 10036	
an answer to the complaint which is served on you with this sumr of this summons on you, exclusive of the day of service. If you fai for the relief demanded in the complaint. Any answer that you s Clerk of this Court within a reasonable period of time after service	ail to do so, judgment by default will be taken against you serve on the parties to this action must be filed with the
J. MICHAEL McMAHON  CLERK Warres Quintero DATE	MAR 2 7 2008
CLERK Whares dun ero DATE	F,

AO 440 (Rev 8/01) Summons in a Civil Action

RETURN OF SERVICE
RETURN OF SERVICE  DATE OF THE SUMMER OF THE SERVICE
Service of the Summons and complaint was made by me <sup>(1)</sup> NAME OF SERVER (RRIVE)  A COMPLETE OF SERVER (RRIVE)
NAME OF SERVER (PRINT)  APRIL MCEIWEL  Faralegal
Check one box below to indicate appropriate method of service
☐ Served personally upon the defendant. Place where served:
☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left:
☐ Returned unexecuted:
Yother (specify): VIA Certified mail by depositing in postpaid properly addressed envelope in post oract As per ted Civ. Rule 4
STATEMENT OF SERVICE FEES  FRAVEL SERVICES
SERVICES TOTAL \$0.00
DECLARATION OF SERVER
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct.  Executed on May 27, 2006  Date  Signature of Server  Signature of Server  Literary Address of Server  New York, NY 10056

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Altria Group, Inc.,

Case No. 08-cv-3144

Plaintiff,

٧.

The United States of America,

Defendant.

AFFIDAVIT OF SERVICE

STATE OF NEW YORK

ss.:

COUNTY OF NEW YORK

APRIL McELWEE, being duly sworn, deposes and says:

Deponent is not a party to the action, is over the age of 18 years and resides in New York.

That on the 27th day of March, 2008, deponent served the attached SUMMONS WITH COMPLAINT upon the following, via certified mail, by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in a post office or official depository under the exclusive care and custody of the United States Postal Service:

MICHAEL J GARCIA United States Attorney U.S. Attorney's Office for the Southern District of New York 86 Chambers Street New York, NY 10007

THE HONORABLE MICHAEL B. MUKASEY U.S. Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530-0001

DOUGLAS SHULMAN Commissioner Internal Revenue Service 1111 Constitution Avenue, N.W. Washington, DC 20224

FRANK Y. NG LMSB Commissioner Internal Revenue Service 1111 Constitution Avenue, N.W. Attn: SE:LM Washington, DC 20224

Dated: March 27, 2008

New York, New York

Sworn to and subscribed before me, Notary, this <u>Z77</u> day of March 2008.

inotary Public 7

GUILLERMO VAZQUEZ
Notary Public, State of New York
No. 01VA6080415
Qualified in New York County
Commission Expires Sept. 16, 2010

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